

1 BEFORE THE WESTERN WASHINGTON GROWTH MANAGEMENT HEARINGS BOARD

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4 KATHLEEN HEIKKILA, RICHARD A. BATTIN, and VINCE
5 PANESKO,

6 Petitioners,

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8 v.

9 CITY OF WINLOCK,

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11 Respondent,

12 and

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14 CARDINAL FG COMPANY,

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16 Intervenor.

Case No. 04-2-0020c

**ORDER DENYING
MOTIONS FOR
RECONSIDERATION**

17 THIS Matter comes before the Board upon the motions for reconsideration of the Board's
18 Final Decision and Order, issued April 15, 2005, filed by the Petitioners. Petitioner Panesko
19 filed Petitioner Motion for Reconsideration on April 22, 2005. Petitioner Heikkila filed
20 Petitioner Motion for Reconsideration on April 25, 2005. Cardinal filed Cardinal FG
21 Company's Response to Petitioners' Motions for Reconsideration on April 29, 2005.
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24 A motion for reconsideration, pursuant to WAC 242-02-832(2), shall be based on at least
25 one of the following grounds:

- 26 (a) Errors of procedure or misinterpretation of fact or law, material to the party
27 seeking reconsideration;
28 (b) Irregularity in the hearing before the board by which such party was prevented
29 from having a fair hearing; or
30 (c) Clerical mistakes in the final decision and order.

31 Petitioners allege that the Board misinterpreted the facts and the law in this case. The
32 Board has reviewed the motions for reconsideration and finds that they raise no new

1 information and argument that were not considered by the Board in its Final Decision and
2 Order. The Board therefore declines to reconsider its Final Decision and Order.
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4 **ORDER**

5 The Petitioners' Motions for Reconsideration are hereby DENIED.
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8 This is a final decision for purposes of RCW 36.70A.300(5) but it is not subject to a motion
9 for reconsideration. WAC 242-02-832.
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11 Entered this 5th day of May 2005.
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15 Margery Hite, Board Member
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19 Holly Gadbow, Board Member
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23 Gayle Rothrock, Board Member
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